

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

DELBERT M. GREENE,

Case No.: 2:19-cv-01529-APG-NJK

Plaintiff

## **Order Denying Motion for Preliminary Injunction**

V.

[ECF No. 15]

STATE OF NEVADA, et al.,

## Defendants

8 Plaintiff Delbert Greene moves for preliminary injunctive relief related to his transfer to  
9 Ely State Prison, the refusal of a back brace and lower bunk, a prescription for high blood  
10 pressure medication, and the placement of information about his lawsuit in his medical file.  
11 Preliminary injunctive relief is appropriate where “the intermediate relief [is] of the same  
12 character as that which may be granted finally.” *De Beers Consol. Mines v. United States*, 325  
13 U.S. 212, 220 (1945). But a court cannot issue an injunction that “deals with a matter lying  
14 wholly outside the issues in the suit.” *Id.* I deny Greene’s motion because the relief he seeks is  
15 unrelated to the allegations in the complaint in this case. Greene’s complaint relates to the  
16 calculation of his sentence for a robbery conviction. *See* ECF No. 13.

17 I THEREFORE ORDER that plaintiff Delbert Greene's motion for preliminary  
18 injunction (ECF No. 15) is DENIED.

DATED this 22nd day of March, 2021.



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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE